

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA

In Re:

Case No. \_\_\_\_\_  
Chapter \_\_\_\_

Debtor(s).

MOTION TO CONVERT CHAPTER 12 CASE  
TO A CHAPTER [11 OR 13] CASE

Comes now the \_\_\_\_\_, moves this Court to convert the above-captioned bankruptcy matter from a Chapter 12 to Chapter \_\_\_\_\_, pursuant to the provisions of 11 U.S.C. §1208(e) or Bankruptcy Rule 1017(f)(2). In support of this Motion, Debtor in possession would state and allege as follows:

WHEREFORE, \_\_\_\_\_ prays for this Court to enter an order converting the above-captioned bankruptcy matter to a Chapter [11 or 13] of the United States Bankruptcy Code.

Dated: \_\_\_\_\_

\_\_\_\_\_  
Attorney Signature

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Telephone and Facsimile

\_\_\_\_\_  
E-mail Address

IN THE UNITED STATES BANKRUPTCY COURT  
EASTERN DISTRICT OF OKLAHOMA

In Re:

*[Set forth here all names including married  
maiden, and trade names used by debtor within  
last 6 years.]*

Debtor(s).

)  
)  
)  
)  
)

Case No.

Chapter

**NOTICE OF MOTION  
NOTICE OF DEADLINE TO FILE OBJECTION TO MOTION AND  
NOTICE OF HEARING IF OBJECTION IS FILED**

\_\_\_\_\_ has filed the following motion with the court:

Motion to Convert from Chapter 12 to Chapter

**YOUR RIGHTS MAY BE AFFECTED.** You should read these papers carefully and discuss them with your attorney, if you have one in this bankruptcy case. (If you do not have an attorney, you may wish to consult one.)

If you do not want the court to grant the relief sought in the above-referenced motion, or if you want the court to consider your views on the motion and your objection, then on or before

\_\_\_\_\_

you or your attorney must:

File with the court a written objection explaining your position at:

**United States Bankruptcy Court  
POB 1347  
Okmulgee, OK 74447**

You must also mail a copy to: The name and address listed at the bottom of this Notice unless they are served by electronic notice; and

attend the hearing scheduled to be held on \_\_\_\_\_ at \_\_\_\_\_ in the \_\_\_\_\_ if you file an Objection.

**IF YOU OR YOUR ATTORNEY DO NOT TAKE THESE STEPS, THE COURT WILL DECIDE THAT YOU DO NOT OPPOSE THE RELIEF SOUGHT IN THE MOTION and:**

- 1. WILL ENTER AN ORDER GRANTING THE RELIEF SOUGHT IN THE MOTION**
- 2. WILL STRIKE THE ABOVE-SCHEDULED HEARING WITHOUT FURTHER NOTICE**

Dated: \_\_\_\_\_

\_\_\_\_\_  
Attorney Signature

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Telephone and Facsimile

\_\_\_\_\_  
E-mail Address

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA

In Re:

Case No. \_\_\_\_\_

Chapter \_\_\_\_\_

Debtor(s).

CERTIFICATE OF MAILING

\_\_\_\_\_ does hereby certify that on \_\_\_\_\_, true and correct copies of the Motion to Convert from Chapter 12 to Chapter [11 or 13] and Notice of Motion were mailed with proper postage prepaid to the interested parties listed below and in the manner set forth.

First Class Mail:

\_\_\_\_\_  
Attorney Signature

\_\_\_\_\_  
Address

\_\_\_\_\_  
City, State, Zip

\_\_\_\_\_  
Telephone and Facsimile

\_\_\_\_\_  
E-mail Address

IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA

In Re:

Case No:

Chapter:

Re:

File Date:

Document No:

ORDER

has filed a motion in accordance with 11 U.S.C. §1208 (e) and Rules 9014 and 1017(f)(1) Fed. R. Bankr. P., seeking to convert this case to a case under chapter 13 of the Bankruptcy Code (Title 11 of the United States Code). The court finds that the debtor is eligible to be a debtor under chapter 13 and, after notice, that the motion should be granted.

IT IS ORDERED THAT:

1. This chapter 12 case is converted to a chapter 13.
2. The chapter 12 trustee, within 15 days of the date of this order, shall file:
  - a. a final report and account of all receipts and disbursements made in the chapter 12 case, and
  - b. a report on the administration of the case pursuant to 11 U.S.C. §704(a)(9).

3. The chapter 12 trustee shall forthwith turnover to the chapter 13 trustee a copy of the petition, schedules, all records and property of the estate remaining in the trustee's custody and control.
4. The trustee or any other party entitled to compensation may within 30 days of the date of this order file an application for compensation and reimbursement of expenses.
5. The debtor, within 15 days of this order, shall file the statements and schedules required by Bankruptcy Rule 1007(b), if such documents have not already been filed.
6. The debtor within, 15 days from the date of this order, shall file a chapter 13 plan.
7. The debtor, within 15 days from the date of this order, shall file a Statement of Current Monthly Income and Calculation of Commitment Period and Disposable Income (Form B22C).
8. The movant shall pay the filing fee within 2 (two) days of the entry of this Order pursuant to 11 U.S.C. §1930(a)(6). In order for the movant's attorney to pay the fee online, the attorney shall file a text only entry in the case. Under the "Bankruptcy" heading in CM/ECF and under the "Other" category, the attorney will select the event "Filing Fee - Conversion Chapter 12 to Chapter 13". After completing this entry, the attorney shall pay the fee electronically. Failure to do so shall result in the vacating of the Order of Conversion without further notice.

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IN THE UNITED STATES BANKRUPTCY COURT  
FOR THE EASTERN DISTRICT OF OKLAHOMA

In Re:

Case No:

Chapter:

Re:

File Date:

Document No:

ORDER

has filed a motion, in accordance with 11 U.S.C. §1208(d) and (e) seeking to convert this case to a case under chapter 11 of the Bankruptcy Code (Title 11 of the United States Code). The court finds that the debtor is eligible to be a debtor under chapter 11 and, after notice, that the motion should be granted.

IT IS ORDERED THAT:

1. This chapter 12 case is converted to a chapter 11.
2. The debtor, within 15 days of the date of this order, shall file a list of the debtor's equity security holders of each class, showing the number and kind of interests registered in the name of each holder and the last known name and address or place of business of each holder, as required by Bankruptcy Rule 1007(a)(3).
3. The debtor, within 15 days of the date of this order, shall file the statements and

schedules required by Bankruptcy Rules 1007(b), if such documents have not already been filed.

4. The debtor, within 2 days of the date of this orders, shall file a list of names, addresses and amount of claims of the creditors that hold the 20 largest unsecured claims, as required by Bankruptcy Rule 1007(d).
5. The Chapter 12 trustee shall:
  - a. forthwith turnover to the debtor or chapter 11 trustee if one has been appointed, all records and property of the estate under his custody and control; and
  - b. within 30 days of the date of this order, file a final report and account of all receipts and distributions made, together with a report on administration of the case, as required by 11 U.S.C. §704(a)(9).
6. The debtor, within 15 days from the date of this order, shall file a Statement of Current Monthly Income (Form B 22B).
7. The movant shall pay the filing fee within 2 (two) days of the entry of this Order pursuant to 11 U.S.C. §1930(a)(6). In order for the movant's attorney to pay the fee online, the attorney shall file a text only entry in the case. Under the "Bankruptcy" heading in CM/ECF and under the "Other" category, the attorney will select the event "Filing Fee - Conversion to Chapter 11". After completing this entry, the attorney shall pay the fee electronically. Failure to do so shall result in the vacating of the Order of Conversion without further notice.

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